

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Attorney's Docket No.:

6653.US.01



In Re Application Of: Gerard Gundling

Serial Number:

09/470,944

Filed: December 22, 1999

For: Nucleic Acid Isolation Method and Kit

Group Art Unit:

1637

Examiner:

A. Spiegler

**Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

Applicant hereby appeals to the Board of Appeals and Interferences from the decision of the Examiner dated May 13, 2004, rejecting claims 1-2, 4-10 and 12-16.

The item(s) checked below are appropriate.

1. ☐ Applicant claims small entity status. (See 37 CFR 1.27.)
☐ A Statement Claiming Small Entity Status is enclosed.
2. ☒ Appeal fee (37 CFR 1.17(b))
☒ Large Entity - \$330.00 ☐ Small Entity - \$165.00
3. ☒ A petition and fee for an extension of time for reply to the rejection is enclosed.
☒ Large Entity
☒ \$110.00 ☐ \$420.00 ☐ \$950.00 ☐ \$1,480.00
☐ Small Entity
☐ \$55.00 ☐ \$210.00 ☐ \$475.00 ☐ \$740.00
4. ☒ A check for the amount of \$330.00 is enclosed.
5. ☐ Please charge the fee(s) to Deposit Account Number 23-0785. A duplicate copy of this sheet is attached.
6. ☒ Please charge any additional fee(s), or credit any overpayment, to Deposit Account Number 23-0785. A duplicate copy of this sheet is enclosed.

I am: ☐ applicant.
☐ assignee of record of the entire interest.
☐ attorney or agent of record
☒ attorney or agent acting under 37 C.F.R. 1.34(a).

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Lisa V. Mueller, Reg. No. 38,978

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
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Chicago, Illinois 60661-2511
312/876-1800
August 19, 2004



CERTIFICATE OF MAILING

I hereby certify that this Notice of Appeal is being deposited with the United States Postal Service with sufficient postage by First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on Thursday, August 19, 2004.

Aidah Abdallah

AUG 26 2004

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